

FEDERAL REGISTER

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not to be construed as limited to the side agreements herein specified. Such action shall be deemed grounds for the cancellation of the loan, or for declaring the amount unpaid immediately due and payable, or for the cancellation of the side agreement, regardless of its nature, and for the return to the prospective borrower, by the vendor, of any amount paid in pursuance to the side agreement. (Bankhead-Jones Farm Tenant Act, 50 Stat. 522, 7 U.S.C. Sup. 1000-1006, 1015 (e).)

§ 300.2b Regulations impressing a trust on the proceeds of loans made by the Farm Security Administration pursuant to Title I of the Bankhead-Jones Farm

Tenant Act and requiring that they be used for the purposes stated in the application therefor. The proceeds of loans made pursuant to Title I of the Bankhead-Jones Farm Tenant Act shall be impressed with a trust for the purposes for which loans may be made under that Title, and may be used only for the purposes stated in the application therefor, and such trust shall continue, and the proceeds shall be free from garnishment, attachment, or the levy of an execution, until such proceeds have been used by the borrower for such purposes. Failure of the borrower to use the proceeds of such loans for such purposes, and in accordance with the purposes stated in the application therefor, shall be deemed grounds for the cancellation of the loan or for declaring the amount unpaid immediately due and payable. (Bankhead-Jones Farm Tenant Act, 50 Stat. 522, 7 U.S.C. Sup. 1000-1006, 1015 (e).)

Recommended:

[SEAL]

C. B. BALDWIN,
Administrator.

Approved: January 31, 1942.

CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 42-995; Filed, February 3, 1942; 11:26 a. m.]

TITLE 29—LABOR

SUBTITLE A—OFFICE OF THE SECRETARY OF LABOR

PART 1—REGULATIONS PRESCRIBED BY THE SECRETARY OF LABOR AS TO THE PROCEDURE TO BE FOLLOWED IN PREDETERMINING PREVAILING RATES OF WAGES

AMENDMENT TO THE REGULATIONS WITH RESPECT TO PAY ROLL DEDUCTIONS

Pursuant to and by virtue of the authority conferred by R. S. sec. 161, U.S.C., tit. 5, sec. 22, and the Davis-Bacon Law, as amended,¹ section 22 of the regulations dated September 30, 1935,² as amended by orders dated October 26, 1936, and November 30, 1936, is hereby repealed and in place thereof, there shall be added the following new section 22 to be effective immediately upon filing with the Division of the Federal Register.

§ 1.22 Pay roll deductions. The "Regulations Applicable to Contractors and Subcontractors on Public Building and Public Work and on Building and Work Financed in Whole or in Part by Loans or Grants From the United States" promulgated from time to time by the Secretary of Labor pursuant to the act of June 13, 1934,³ shall be appli-

¹ Act of August 30, 1935; 49 Stat. 1011, as amended 54 Stat. 399, as amended Public Law No. 22, 77th Congress, U.S.C., title 40, sec. 276a.

² Reg. No. 503.

³ 6 F.R. 1210, 6329.

⁴ Sec. 2, 48 Stat. 948, 40 U.S.C. Sup. 276c; Sec. 9 of Reorganization Plan No. IV, effective June 30, 1940, in accordance with Sec. 4 of H. J. Res. 551, Public Res. No. 75, approved June 4, 1940, Sec. 9, 54 Stat. 1236; Sec. 4, 54 Stat. 231; 5 U.S.C., 133u.

cable to the compensation of all laborers and mechanics employed on public buildings or public works subject to the Davis-Bacon Act, as amended.¹

[SEAL] FRANCES PERKINS,
Secretary.

[F. R. Doc. 42-992; Filed, February 3, 1942;
11: 21 a. m.]

PART 2—REGULATIONS APPLICABLE TO CONTRACTORS AND SUBCONTRACTORS ON PUBLIC BUILDING AND PUBLIC WORK AND ON BUILDING AND WORK FINANCED IN WHOLE OR IN PART BY LOANS OR GRANTS FROM THE UNITED STATES

GENERAL REVISION OF THE REGULATIONS

Pursuant to and by virtue of the authority conferred by section 2 of the act of June 13, 1934,² and section 9 of Reorganization Plan No. IV, effective June 30, 1940, in accordance with section 4 of H. J. Res. 551 (Public Res. No. 75), approved June 4, 1940,³ the Regulations of March 1, 1941,⁴ shall be repealed and in place thereof the following Regulation shall become effective as provided in the last section thereof.

Sec.

- 2.1 Purpose and scope.
- 2.2 Definitions.
- 2.3 Weekly affidavit with respect to payment of wages.
- 2.4 Submission of weekly affidavits and subcontract summaries.
- 2.5 Pay roll deductions.
- 2.6 Regulations part of contract.
- 2.7 Opinions relating to the regulations.
- 2.8 Existing regulations superseded: Effective date.

§ 2.1 Purpose and scope. (a) The regulations in this part are promulgated to aid in the enforcement of the Copeland Act (48 Stat. 948) and to effectuate the purpose of the Davis-Bacon Act (49 Stat. 1011, as amended) and certain other statutes concerning rates of pay for labor;

(b) The regulations in this part shall be applicable within the geographical limits of the States of the Union, the District of Columbia, the Territory of Alaska, and the Territory of Hawaii.⁵

¹ §§ 2.1 to 2.8, inclusive, issued under the authority contained in sec. 2, 48 Stat. 948, secs. 4, 9, 54 Stat. 231, 1236; 40 U.S.C. 276c, 5 U.S.C. Sup., 113u.

§ 2.2 Definitions. As used in the regulations in this part:

(a) The terms "building" or "work" generally include construction activity as distinguished from manufacturing, furnishing of materials, or servicing and maintenance work. The terms include, without limitation, buildings, structures, and improvements of all types, such as bridges, dams, plants, highways, parkways, streets, subways, tunnels, sewers, mains, power lines, pumping stations, railways, ships, vessels, airports, terminals, docks, piers, wharves, ways, light-houses, buoys, jetties, breakwaters, levees, and canals; dredging, shoring, scaffold-

ing, drilling, blasting, excavating, clearing, and landscaping. Unless conducted in connection with and at the site of such a building or work as is described in the foregoing sentence, the manufacture or furnishing of materials, articles, supplies, or equipment (whether or not a Federal or State agency acquires title to such materials, articles, supplies, or equipment during the course of the manufacture or furnishing, or owns the materials from which they are manufactured or furnished) is not a "building" or "work" within the meaning of the regulations in this part.

(b) The terms "construction," "prosecution," "completion," or "repair" mean all types of work done on a particular building or work at the site thereof, including, without limitation, except as herein provided, altering, remodeling, painting and decorating, the transporting of materials and supplies to or from the building or work by the employees of the construction contractor or construction subcontractor, and the manufacturing or furnishing of materials, articles, supplies, or equipment on the site of the building or work, by persons employed at the site by the contractor or subcontractor. By way of limitation, the terms herein defined shall not include the installation of machinery, machine tools, or other apparatus, when such installation does not involve a substantial amount of construction, alteration, or remodeling of the building or work, nor shall they include the retooling or fabrication of machinery in the regular plants of concerns not ordinarily engaged in construction activities.

(c) The terms "public building" or "public work" include building or work for whose construction, prosecution, completion, or repair, as defined above, a federal agency is a contracting party, regardless of whether title thereof is in a federal agency.

(d) The term "building or work financed in whole or in part by loans or grants from the United States" includes building or work for whose construction, prosecution, completion, or repair, as defined above, payment or part payment is made from funds of any federal agency and for which a federal or state agency is a contracting party.

(e) Every person paid by a contractor or subcontractor in any manner for his labor in the construction, prosecution, completion, or repair of a public building or public work is "employed" and receiving "wages," regardless of any contractual relationship alleged to exist between him and the real employer.

(f) The term "any affiliated person" includes a spouse, child, parent, or other close relative of the contractor or subcontractor; a partner or officer of the contractor or subcontractor; a corporation closely connected with the contractor or subcontractor as parent, subsidiary, or otherwise, and an officer or agent of such corporation.

(g) The term "Federal agency" means the United States, the District of Columbia, and all executive departments, independent establishments, administrative agencies, and instrumentalities of the United States and of the District of Columbia, including corporations, all or

substantially all of the stock of which is beneficially owned by the United States, by the District of Columbia, or any of the foregoing departments, establishments, agencies, and instrumentalities.⁶

§ 2.3 Weekly affidavit with respect to payment of wages. (a) As used in this section, the term "employee" shall not apply to persons in classifications higher than that of laborer or mechanic and those who are the immediate supervisors of such employees.

(b) Each contractor or subcontractor engaged in the construction, prosecution, completion, or repair of any public building or public work, or building or work financed in whole or in part by loans or grants from a federal agency, shall furnish each week a sworn affidavit with respect to the wages paid each of its employees engaged on work covered by these regulations during the preceding weekly pay roll period. The affidavit shall be executed and sworn to by the contractor or subcontractor or by an authorized officer or employee of the contractor or subcontractor who supervises the payment of wages, and shall be in the following form:

STATE OF _____
County of _____, ss:

I, _____ (name of party signing affidavit), _____ (title), being duly sworn, do depose and say: That I pay or supervise the payment of the persons employed by _____ (contractor or subcontractor) on the _____ (building or work); that the attached pay roll sets out accurately and completely the name, occupation, and hourly wage rate of each person so employed for the weekly pay roll period from the _____ day of _____, 194____, to the _____ day of _____, 194____, the total number of hours worked by him during such period, the full weekly wages earned by him and any deductions made from such weekly wages, and the actual weekly wages paid to him; that no rebates have been or will be made either directly or indirectly to or on behalf of said _____ (contractor or subcontractor) from the full weekly wages earned as set out on the attached pay roll; and that no deductions, other than the permissible deductions (as defined in the Regulations under the "Kickback" Act (48 Stat. 948)) described in the following paragraph of this affidavit, have been made or will be made, either directly or indirectly, from the full weekly wages earned as set out on the attached pay roll.

(Paragraph describing deductions, if any)

(Signature and title)
Sworn to before me this _____ day of _____, 194____.

(c) Upon a written finding by the head of a federal agency, the Secretary of Labor may provide reasonable limitations, variations, tolerances, and exemptions from the requirements of this section subject to such conditions as the Secretary of Labor may specify.⁷

§ 2.4 Submission of weekly affidavits and subcontract summaries. (a) Each weekly affidavit shall be delivered by the contractor or subcontractor, within seven days after the regular payment date of the pay roll period, to a representative of a Federal or State agency in charge at the site of the building or work, or, if there is no representative of

² Sec. 2, 48 Stat. 948, 40 U.S.C. Sup., 276 (c).

³ Sec. 9, 54 Stat. 1236; Sec. 4, 54 Stat. 231; 5 U.S.C. Sup., 113 (u).

⁴ 6 F.R. 1210; 6 F.R. 6329, as amended.

⁵ Note 1, *supra*.

a Federal or State agency at the site of the building or work, the affidavit shall be mailed by the contractor or subcontractor, within such time, to a Federal or State agency contracting for or financing the building or work. After such examination and check as may be made, such affidavit, or a copy thereof, together with a report of any violation, shall be transmitted to the United States Department of Labor at Washington, D. C., unless otherwise arranged with the Department of Labor.

(b) Each contractor or subcontractor shall, within seven days after the making of any subcontract with another person concerning the construction, prosecution, completion, or repair of any public building or public work or work or building financed in whole or in part by loans or grants from the United States, deliver to the local or national Government representative in charge at the site of the building or work, or, if there is no Government representative, shall mail within such time to the Federal agency contracting for or financing the building or work, an affidavit setting forth the name and address of his subcontractor and a summary description of the precise work subcontracted.*

§ 2.5 *Pay-roll deductions.* (a) Deductions for the following purposes are permissible:

(1) Where required by Federal, State, or local statutes or ordinances to be made by the employer from the wages earned by the employee;

(2) Bona fide prepayment of wages without discount or interest;

(3) Deductions required by court process provided that the contractor or subcontractor will not be permitted to make such a deduction in favor of the contractor, subcontractor, or any affiliated person or where collusion or collaboration exists.

(b) Any deduction is also permissible which in fact meets the following standards and with respect to which the contractor or subcontractor shall have made written application by registered mail to the Secretary of Labor, a copy of which application shall be sent to the contracting agency by the contractor or subcontractor, setting forth all the pertinent facts indicating that such deductions will meet the following standards:

(1) That such deduction is not prohibited by other law; and

(2) That such deduction is (i) voluntarily consented to by the employee in writing and in advance of the period in which the work was done, and that consent to the deduction is not a condition either for the obtaining of or for the continuance of employment; or (ii) that such deduction is for the benefit of the employees or their labor organization through which they are represented and is provided for in a bona fide collective bargaining agreement; and

(3) That from such deduction no payment is made to, nor profit or benefit is obtained directly or indirectly by the contractor or subcontractor or any affiliated person, and that no portion of the funds, whether in the form of a com-

mission or otherwise, will be returned to the contractor or subcontractor or to any affiliated person; and

(4) That the convenience and interest of the employees are served thereby, and that such or similar deductions have been customary in this or comparable situations.

(c) After application in good faith, the deduction may be made in accordance with the foregoing standards: *Provided, however,* That if the Secretary of Labor, on his own motion, or on the application of any person or agency affected by the granting of the application, shall conclude at any time, after written notice to the applicant and an opportunity for him to present his views in support of the deduction, that the deduction has not met the foregoing standards, such deduction shall cease to be "permissible" seven days after the applicant and the federal agency concerned have been notified of the Secretary's decision.

(d) Upon application to and prior written permission from the Secretary of Labor, and subject to the standards set forth in paragraph (b) (1), (2) and (4) hereof, deductions may be made by a contractor or subcontractor or any affiliated person, for membership fees in group benefit or retirement associations; for board and lodging; or for other purposes where the Secretary of Labor concludes the deduction is required by compelling circumstances; provided, however, the contractor, subcontractor, or any affiliated person does not make a profit or benefit directly or indirectly from the deduction. A copy of the Secretary's decision shall be sent to the applicant and the federal agency concerned.

(e) In accordance with and subject to the standards set forth in subparagraphs (1) through (4) of paragraph (b) of this section, general permission is hereby granted to make pay roll deductions for:

(1) The payment of the purchase price of United States Defense Stamps and Bonds and United States Tax Savings Notes;

(2) The repayment of loans to or the purchase of shares in credit unions organized and operated in accordance with District of Columbia, Federal, or State credit union statutes.

(3) Contributions to a federal governmental or quasi-governmental agency.

(f) In any case in which the employee does not have full and actual freedom of disposition of his wage payment, whether made in cash or by check, any restricted payment made to the employee is considered a deduction under the regulations in this part.

(g) Nothing herein shall be construed to permit any deduction which the contractor or subcontractor knew, or in the exercise of good faith should have known, did not meet the foregoing standards. In order to insure compliance with this section, the Secretary of Labor may notify the contractor or subcontractor that the deduction will be permitted only if certain conditions with respect thereto are observed. The contractor or subcontractor or any affiliated person shall also comply with such gen-

eral rules and regulations concerning the deductions as the Secretary of Labor shall make from time to time, notice of which shall have been given to the contractor or subcontractor or any affiliated person making the deduction and to the federal agency concerned either directly or through publication in the *FEDERAL REGISTER*.*

§ 2.6 *Regulations part of contract.* All contracts made with respect to the construction, prosecution, completion, or repair of any public building or public work covered by the regulations in this part shall expressly bind the contractor or subcontractor to comply with such of the regulations in this part as may be applicable.*

§ 2.7 *Opinions relating to the regulations.* The Secretary of Labor will furnish an opinion regarding the coverage of any specific project or with respect to the application of any provision of the regulations in this part at the request of any Federal or State agency.*

§ 2.8 *Existing regulations superseded; Effective date.* The regulations in this part shall supersede all existing regulations issued under the Copeland Act, sixty (60) days after their publication in the *FEDERAL REGISTER*, and thereafter shall govern all new contracts and all uncompleted portions of contracts and subcontracts which were awarded subsequent to June 13, 1934: *Provided, however,* That parties to such contracts or subcontracts may comply with the regulations in this part before the expiration of the sixty (60) day period.*

[SEAL]

FRANCES PERKINS,
Secretary.

[F. R. Doc. 42-693; Filed, February 3, 1942;
11:21 a. m.]

TITLE 30—MINERAL RESOURCES

CHAPTER III—BITUMINOUS COAL DIVISION

[Docket No. A-1227]

PART 321—MINIMUM PRICE SCHEDULE, DISTRICT NO. 1

ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 1 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES AND FOR A CHANGE IN SHIPPING POINTS FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 1

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices and a change in shipping points and freight origin group numbers for the coals of certain mines in District No. 1; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act:

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (Alphabetical list of code members) is amended by adding thereto Supplement R, and adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof; and commencing forthwith, the rail shipping points and freight origin group numbers appearing in "Supplement R," attached hereto, for Mine Index Nos. 183, 2503, and 894 are hereby made effective in lieu of the rail shipping points and freight origin group numbers heretofore established for these mines.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 Alphabetical list of code members—Supplement R

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group Nos.

Mine Index No.	Code member	Mine name	Subdist. No.	Shipping point	Railroad	Freight group No.	1	2	3	4	5
3000	Walker, Ray S. (Bradford Coal Company).	Cooper Smoketakes #1.	8	B	Morrisdale, Pa.	NYC...	44	(1)	(1)	H	H

LISTINGS TO CHANGE SHIPPING POINTS AND FREIGHT ORIGIN GROUP NOS.

Mine Index No.	Code member	Mine name	Subdist. No.	Shipping point	Railroad	Freight group No.	1	2	3	4	5
150	Fair Oak Coal Company (Evan Jarvis).	Fair Oak Coal Co.	40	C'	Conemaugh, Pa.	W. Md.	102	(1)	(1)	(*)	(*)
2003	Ferrari, Nick.	Ferrari.	6	D	Anolis, Pa.	PRR.	50	(1)	(1)	(*)	(*)
894	Yandly Brothers (Cassner Yandly).	Coy.	23	E	Homer City, Pa.	PRR.	81	(1)	(1)	(*)	(*)

*Indicates coal in this size group previously classified and priced.

†Indicates no classifications effective for these size groups.

FOR TRUCK SHIPMENTS

§ 321.24 General prices—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Subdist. No.	County	Seam	All lump coal double screened top size 2 inches and over	Double screened top size 2 inches and under	Run of mine, modified	2 inches and under	4 inches and under	8 inches and under
Miller, Wills.	L 778	Miller.	22	Indiana	Pittsburgh	245	220	210	210	210	210
Walker, Ray S. (Bradford Coal Company).	L 300	Cooper Smoketakes #1.	8	Clearfield	B.	245	220	210	210	210	210

*Indicates coal in this size group previously classified and priced.

[P. R. Doc. 42-633; Filed, February 2, 1942; 10:43 a. m.]

[Docket No. A-1254]

PART 321—MINIMUM PRICE SCHEDULE.

DISTRICT NO. 1

ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 1, FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 1

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 1; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (Alphabetical list of code members) is amended by adding thereto Supplement R, and adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before

the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937. It is further ordered, That the relief herein granted shall become final sixty

(60) days from the date of this order, unless it shall otherwise be ordered. Dated: January 23, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

[Docket No. A-1207]

PART 327—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 7

ORDER GRANTING TEMPORARY RELIEF AND CONDITIONALLY PROVIDING FOR FINAL RELIEF IN THE MATTER OF THE PETITION OF DISTRICT BOARD NO. 7 FOR THE ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MINIMUM PRICES FOR THE COALS OF CERTAIN MINES IN DISTRICT NO. 7

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 7; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That, pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 327.11 (*Low volatile coals: Alphabetical list of code members*) is amended by adding thereto Supplement R, and § 327.34 (*General prices in cents per net ton for shipment into any market area*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

Dated: January 23, 1942.

[SEAL]

DAN H. WHEELER,
Acting Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 Alphabetical list of code members—Supplement R

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group Nos.]

Mine index No.	Code member	Mine name	Sublist No.	Seam	Shipping point	Railroad	Freight origin group No.	1	2	3	4	5
2675	Penn Smokeless Fuel Company.	Spory.....	29	E	Jerome, Pa.....	B&O.....	100	F	F	F	F	F

NOTE.—If coals within either of the following groups of mines are loaded into the same car the price that shall apply to such mixture shall be the price which is listed for the coal in the mixture which has the higher price classification: Mine Index Nos. 667, 3263, and 3294 of Mike Acey; Mine Index Nos. 3192 and 3193 of Harry C. McClain (McClain Coal Co.); Mine Index Nos. 88, 3187 and 1453 of Cherry Run Coal Mng. Co. (A. A. Groe); Mine Index Nos. 2675, 1677, and 213 of Penn Smokeless Fuel Company.

TRUCK SHIPMENTS

§ 321.24 General prices—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine index No.	Mine	Subdistrict No.	County	Seam	All lump coal double screened top size 2" and over	Double screened top size 2" and under	Run of mines, modified R/M	2" and under slack	3/4" and under slack
						1	2	3	4	5
No. 16 Coal Company (Joseph Matchock).	3327	No. 16 Coal Co.....	20	Clearfield.....	D	-----	-----	220	-----	-----
Penn Smokeless Fuel Company..	2675	Spory.....	29	Somerset.....	E	245	-----	(*)	210	200

*Indicates coal in this size group previously classified and priced.

[F. R. Doc. 42-634; Filed, February 2, 1942; 10:49 a. m.]